GERALDO: Okay.

Mr. MUIR: The position they're in is called the harmonization of moods and exercises position. It's sometimes called the swoon position and it has their centers lined up. It's a nurturing position. I call this the five-minute sanity test. To come together in this position when you come to bed each night. There's always that question, are we going to do it, are we not going to do it. Here's a position, you come into it, within three or four minutes of breathing and some physical technique, after that five minutes is up, you look at each other and you're much more open to doing it. So—

GERALDO: And does the guy always have to be front?

Mr. MUIA: No, the guy can easily be on the back. Whoever—whoever wants to be the nurturer, whoever has a little more energy, whoever's a little bit more open to "I'd like to share love tonight."

<u>GERALDO</u>: Okay, but the front—the front person is the A personality who's burned out by Wall Street's bad news or—

Mr. MUIR: Or burned out by the kids. That's all.

GERALDO: Sure. All right, so it's either one.

Mr. MUIR: Okay.

GERALDO: Okay, so that's the five-minute sanity test.

Mr. MUIR: They come together, they start breathing together as one, in together and out together.

GERALDO: Let's move it to the sixth minute.

Mr. MUIR: The hands of the person behind are resting either on the belly and the heart or perhaps right down lightly on the reproductive region. Usually don't want to go right to the reproductive region. And you spend a lew moments breathing together, feeling at the heart, feeling at the groin, just being a little bit more conscious of those areas, perhaps stroking a little bit with the hands, again, not to stimulate but to nurture.

GERALDO: Okay.

Mr. MUIR: Hugging is— is essential in a form of nurturing, in the form of opening, for both the men and the women. Men often come to bed, they're just as tired as the ladies. They don't have enough energy to put out. Often we— we avoid making love because we're afraid of not having that erection as a woman would be afraid maybe to make love if she's always fighting to have an orgasm. So this is just a position that puts you in the mood, that harmonizes moods and energies. GERALDO: Okay, we're in the mood.

Mr. MUIR: Okay, so we're coming out of that position and they're going to just face each other now for a few moments and share a moment of intimacy, a moment of openness. All too often, we—when it's time to have love, we close our eyes and we go to a psychologically safe space where it's okay to do it. We close our eyes and each have our own experience.

GERALDO: We'll turn the lights out.

Mr. MUIR: So here they're looking at each other. They're going to place their right hand on each other's heart, between the breasts, the heart center, and they're just going to spend another few moments breathing and being vulnerable, being open, maybe forgiving a little bit of the emotional blockage they had earlier in the evening when dinner wasn't right.

Dr. DE ANGELIS: And by the way, some people are mumbling and saying, "Aw, I couldn't do that." If you can't face your partner for 30 seconds and look at this person and remember why you married them or why you love them, not only should you not be in bed about to make love, you need to talk. So a lot of people think, "Oh, yeah, I don't like this. I don't want to look at them and this is hokey." It's not at all. This should be the basics.

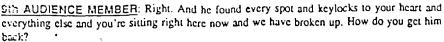
GERALDO: Okay, I want you to freeze right there. We have to take a commercial break. I hate to interrupt. It's the commercial realities. We have to honor them, so stay right there, folks, we'll be right back.

[Commercial break]

<u>GERALDO</u>: Charles, before— before you get any further in the temperature meter here, I want to just get a question.

9th AUDIENCE MEMBER: Yeah, what do you do when you have a fantastic lover that you've been engaged to, lived in a relationship of four years—

GERALDO: You mean this guy here?



GERALDO: Oh really, you just broke up? Oh, that's terrible.

9th AUDIENCE MEMBER And classe him, he loves me and we're seeing each other, we're here.

GERALDO: Lock, listen, listen now. She's a great gal, you know? And I want you two to—see if you can patch it up before the end of the program and we'll announce the— was it a sexual problem?

9th AUDIENCE MEMBER: No. 11c had-

GERALDO: Maybe it's the wrong show. I don't know. Okay, Charles, take us through.

Lir. MUIR: Okay, I want to invite the audience members to just kiss along with us if you want. We want to show the modality—

GERALDO: That's the way to do it.

Dr. DE ANGELIS: Yeah, start kissing.

GERALDO: That's the way to do it. No, wait, wait, no, listen, listen. Okay, go ahead.

Mr. Liui: Okay, so first of all, I'm going to have Robert just be kissed. Most men have never been just kissed in their life. They always want to kiss back. So for just a moment, Robert's going to be the receiver, Gloria's going to give and she's going to use the five modalities of kissing which are lipping with the inner and outer lip, biting, sucking, tonguing—

GERALDO: Are they married?

Mr. MUIR: -and blowing, Yeah.

GERALDO: On, good.

Mr. MUIR: And see, he's not doing anything now. He's just feeling. And then they trade the roles over. Now she's going to receive and he's going to be the kisser. And you know, men, if you let your woman kiss you, she'll likely kiss you just the way she likes to be kissed.

GERALDO: How about that board, though? That beard is-

Dr. DE ANGELIS: Too bad we don't have a little camera like Fantastic Voyage that can go in there and see what's really going on.

GERALDO: So kissing is very important?

Mr. MUIR: Kissing, five modalities.

GERALDO: I have to stop—I have to stop this because I don't want to go much further. We—we'll set to the—you know. Hold it a second, you two lovebirds. Now, how long have you been married?

GLORIA: We've been together nine years.

GERALDO: Nine years?

GERALDO: Uh huh.

GERALDO: And where are you from?

GLORIA: California. We just moved to New York.

GERALDO: So you're living in New York now.

ROBERT: I'm now practicing my PC muscles in elevators. I used to do it at stoplights.

GERALDO: But then after the program you've a place, like a hotel close by, you don't have to travel all the way to California?

GLORIA: We live very close.

GERALDO: Oh, good, Good, Thank you. Do you have any kids?

GLORIA: I have a son.

GERALDO: Well, good, I mean, thanks for being good sports. I don't want you to go any further because this is a family show.

Mrs. MUIA: It's important to remember making out. Remember making out before you got married?

GERACDO: Yeah.

Mrs. MUIR: Make it-keep making out.

Mr. MUIR: So if you came to bed and you share let's connect for five minutes and let's just kiss, you don't always have to come to bed let's take an hour and make love. Five-minute kissing, five-minute connect, boking at each other, touching, holding, and call it a night if you want. But you'll be—you'll be more some at the end of those five minutes to make the decision do we





want to make love than if you had done it, made a decision before kissing or hugging.

Dr. DE ANGELIS: Really great sex is always based on feeling safe enough with your partner to open up. And sometimes we have, you know, stress from the day, we have things between us. Before, this lady was talking about saying "I'm too tired." You know what? When a lot of women say they're tired, they're not tired, they're feeling stressed, they're feeling separate from their partner, they're feeling like they don't have the closeness that they want but they're not tired. And a bittle holding, kissing, making out, having your man just wrap you in his arms and stroke your hair and tell you how wonderful you are, this woman is going to get in the mood.

GERALDO: You and I are both relative newlyweds. It's a lot easier when the relationship is brand new. What about people married 15, 20 years, though? Can you still spark that same kind of passion?

Dr. DE ANGELIS: Absolutely. We've been together five years so marriage hasn't changed that much of it. But I have had couples come to me or write me letters after reading the book, they say, "We've been married for 30 years, we were having no sex, a dead relationship, and after realizing the walls we put up, we're working on knocking them down and practicing some of these techniques, we are falling in love again." If the love was there once, you can get it back again, but not if you have piles of emotional baggage.

GERALDO: If you had love, you could get it back again but can you get passion?

Dr. DE ANGELIS: Absolutely, because passion-

Mrs. MUIR: Absolutely.

Dr. DE ANGELIS: —passion is just the expression of a tremendous sense of connection you feel

GERALDO: You agree with this?

Mrs. MUIR: Absolutely.

Dr. DE ANGELIS: You know, it's like— imagine two charges toward each other, creating electricity, but in the way of the charge is the wall with all the anger and all the resentment and the things he didn't do and she came home late and then there's a block there. You get rid of the block, the passion is right there, right there.

Mr. MUIR: And intimacy is one of the sexiest things I know. And I was terrified of intimacy, as most men are.

GERALDO: And you two have been together how long?

Mr. MUIR: We've been together three years, we've know each other 12 years.

Mrs. MUIR: Charles isn't afraid to be open with me, open and intimate with me.

GERALDO: But, you know, a lot of—I'm—I was going to say nuts and bolts again, I don't want to get back to my hardware analogy, but I'm a pretty basic person, you know. I'm a very western person, I mean, in terms of western culture. I'm just a— you know, pretty typical, average person. Most people that have my kind of background would look on this tantra stuff, the Eastern, the Oriental stuff, as kind of, you know, feminine and, you know, touchy-feely and '60's and, you know, how do you get past that attitude? I mean, is it just a question of civeling up?

Mr. MUIB: With the first class, you get them into the class and then it's real easy. We really have to take a look, am I satisfied and is my beloved, my partner, satisfied with the way we make love and is there a potential for something more? And once we—we realize, yeah, I want to be an artist in our lovemaking, I want it to be the best it can be, then we attack it with all neverve we'd attack studying a backhand in tennis or anything we really wanted to learn.

GERALDO: We'll be right back, after this.

[Commercial break]

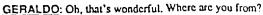
<u>GERALDO</u>: Unraveling the mysteries of great sex is our topic. Yes, ma'ain? Your quotient, sir? You have a question?

11th AUDIENCE MEMBER: No, actually I have a comment. You know, I never knew what all this stuff was but we've been doing it for a long time. I mean, we massage, we talk, we play. He comes for lunch. Sometimes we eat, sometimes we don't, you know. We have—

GERALDO: How long have you been together?

11th AUDIENCE MEMBER: We've been together four. We'll be married a year the on Lot October and we're on our fourth honey masin

Mrs. MUIR: Wonderful.



12th AUDIENCE MEMBER: [unintelligible].

GERALDO: Oh, that's terrific. Now here you have instinctive players, like some people are real good at tennis, they never took a lesson, I mean, so I guess that's possible, too.

Mr. MUIR: Yeah.

Dr. DE ANGELIS: It's not only possible but, you know, we're talking— you were talking before about Eastern techniques. How many people listening, when they're in the middle of making love, have ever felt that you are breathing together with your partner, for instance? A lot of this stuff, when we're doing it right, we do it naturally. It's just nice to know about it beforehand so we can not make some of those mistake.

GERALDO: Here you are from the Great Lakes, the heartland of the nation. Does it embarrass you, as a guy, to even hear things like this being discussed?

12th AUDIENCE MEMBER: No. Not anymore.

GERALDO: What was the breakthrough?

12th AUDIENCE MEMBER: Oh, just the changes in society.

GERALDO: Is it the changes in society or in your own life? Is this your first marriage?

12th AUDIENCE MEMBER: No. this is my second.

GERALDO: You're much more open now, then?

12th AUDIENCE MEMBER: Oh, definitely. Definitely.

GERALDO: Do you feel like a kid again?

12th AUDIENCE MEMBER: Yes. Yes.

GERALDO: Good, Good, good. Congratulations. That's great. You have something called the

Mrs. MUIR: The ten-minute connect.

GERALDO: The ten-minute connect. Before we get to that, let me just ask Dr. De Angelis this brief question. What if you just want sex? What if you're not into making "love" that night? What if you just want, you know, a kind of— the very pleasurable, probably the most pleasurable release there is?

Dr. DE ANGELIS: Two things. One is-

GERALDO: That night or that morning or-

Dr. DE ANGELIS: One is if you've never really made love and you think sex is pleasurable, try making love and having sex at the same time for turning pleasure into ecstasy. So a lot of people need to try the second. However, if you just want pleasure, there's nothing wrong with it as long as your partner feels the same way. See, but what if she's in the mood to make love and she doesn't want to just, you know, get it off, so to speak? Then you're in for a problem and that's the problem that comes up in a lot of relationships. By the way, more women would be willing to have sex once in a while, just raunchy sex with their partner if he was willing to make love with them the other, because they'd have that nurturing.

GERALDO: Sounds fair. Okay, you've got two minutes to describe the ten-minute connect.

Mr. MUIR: Okay. A ten-minute connect, we come together in tantra twice a day to connect this way. It doesn't always have to be sexual. It very often is, with the penis inside the vagina, but it's connecting with the purpose not to have orgasms but to share energy, to share nurturing, to share love. One variety would of course be the penis inside. Another would be just sitting close together with those areas connecting, breathing together, kissing, touching. You might also—

GERALDO: So even though there's penetration, you see this as a relatively passive activity?

Mr. MUIR: No, it can be very active. There could be periods of active doing it and then "let's pause for a minute and get very intimate." Instead of creating passion and fire, let's create intimacy.

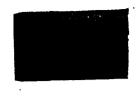
Mrs. MUIR: You know, we're talking about a ten-minute connect. He might have come home for lunch and you lie down together, hearts together, eyes together, kissing, making out a little bit and you might take his penis in your hand and just rub it on your vaging a little bit on the outside and 1 love you, honey, and I love how you reel and 1 can't wait 'til you get home from work today.'

GERALDO: And then you have soup.

Mrs. MUIR: And you hug and kiss a little bit mere and you have lench and go back to work.

GERALDO: Then the sandwich, all right





Mrs. MUIR: It's an option.

Mr. MUIR: That's a wonderful technique called rubbing and most couples don't know they can do that. To take the regis in hand—the woman's in charge now—and she paints it like a paintbrush, just where she likes it. And he doesn't even have to have an accetion and a result of that.

Dr. DE ANGELIS: The other thing is a non-sexual thing because I talk more about any condistuff in the book.

**GERALDO:** Hold it for the next segment. We gotta take a break. Eve got the— FR to right back.

Dr. DE ANGELIS: He's still thinking about the rubbing.

[Commercial break]

GERALDO: Emic, tell me the truth. Did you pick up any hints here, any pointers? 3rd AUDIENCE MEMBER: I done picked up some pointers but the thing of it—

GERALDO: Remember, painting, painting.

Mrs. MUIR: A master artist. You're going to paint-

GERALDO: You were saying?

Dr. DE ANGELIS: The most important thing to remember is without a good relations'ry, intimacy, honesty, good sex is just a myth and it's something in a book. So class the relations the up first, learn how to make love all the time.

**GERALDO: Charles?** 

Mr. MUIR: Don't be afraid to undergo a quest for more education to become a better inver GERALDO: What about talking about it, Christine?

Mrs. MUIR: Oh, ladies, talk to your men. Tell them what you want, what you need. Deale le afraid to communicate in a gentle way. They can hear you.

Mr. MUIR: And ladies, take your man. Don't wait for him to take you.

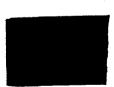
GERALDO: Good advice. The book from Dr. Barbara De Angelis, How to Make Love All the Time, Christine and Charles Muir, tantra sex. Thank you. Thank you for watching. We'll see you next time, folks. Have fun. Bye bye.

(c) Copyright 1988 by Investigative News Chaup I....

#### FURTHER INFORMATION:

How to Make Love All the Time, by Dr. Barbara De Angelis. Available at bookstores.

Tantra Sex - send SASE to: Tantra/Source Seminars P.O. Box 330309 Kahalui, HI 96733 800-572-8354



GPM Associates 6620 Clayton Road Louis, Missouri 63117 UR G EN (314) 962-4453

December 1, 1988

Senator John Danforth Washington, DC

Dear Senator:

I am sending the enclosed material on behalf of Mes. Billie Lasker who lead the fight against obscenity here for many years but is no longer able to maintain the frenetic pace the effort imposes.

She was outraged, as am I, when the feculence of the Geraldo program gushed into her living room November 2 between 6 and 7 PM, and asked me to take action.

The reeking transcript shrieks for itself. After years of gighting pornography of all kinds, it is still incredible to me that this reeking garbage could be presented on television facitilities supposedly licensed and controlled by the federal government. There is no question in my mind that it violates the jaw.

I am enclosing a copy of my letter to Dennis Patrick askinehim to take immediate action against this outrage, Geraoldo and KTVI-Channel 2 which presented it here.

Please act to insure that Patrick acts at once.

It has taken 3 weeks to get this transcript or I'd have written sooner. Mrs. Lasker just called to inform me thtat anaother Geraldo program just as vile came in last night. Am ordering transcript and will forward as soon as possible.

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. ERNEST F. HOLLINGS, SOUTH CAROLINA, CHAIRMAN

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United States Senate

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

WASHINGTON, DC 20510-6125

mm-obse-tr

December 22, 1988

3667

Director Legislative Affairs Division Federal Communications Commission Room 808 1919 M St. Northwest Washington, D.C. 20554

Dear Sir:

Enclosed is a copy of a letter sent to me by Mr. Gerald P. McAtee of St. Louis, Missouri. Mr. McAtee is concerned with pornography and indecency in the media, in particular with the airing of the November \$2 Geraldo show, "Unlocking the Mysteries of Great Sex." A copy of the transcripts from the Geraldo show is also enclosed.

According to his letter, Mr. McAtee has already been in contact with the FCC. Please investigate this matter and report back to me at your earliest convenience.

Thank you for your assistance.

Sincerely,

John C. Danforth

Enclosure

RECEIVED

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LEGISLATIVE AFFAIRS OCPA.

M. Miclou 8310-C

### FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

JAN 1 1 1969 - JAN 1 C 1969

83 10 -MP CN8803667

Honorable John C. Danforth United States Senate 497 Russell Senate Office Building Washington, DC 20510

Dear Senator Danforth:

This is in response to your recent inquiry on behalf of Mr. Gerald P. McAtee of St. Louis, Missouri. Mr. McAtee alleges that the Geraldo Rivera show entitled "Unlocking the Mysteries of Great Sex," broadcast by KTVI-TV on November 2, 1988, from 6-7 p.m., was indecent, and has submitted a transcript of the program for our review.

Mr. McAtee's complaint has been assigned to our staff. We will complete our review as expeditiously as possible and advise both you and Mr. McAtee of our findings.

Thank you for your interest in this matter.

Sincerely,

Alex D. Felker

alex D. Lober

Chief, Mass Media Bureau

J. Wirklin 8302-2

## FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20157

JAN 1 1 1989

IN REPLY REFER TO:

8310-MP CN8803667

Honorable John C. Danforth United States Senate 497 Russell Senate Office Building Washington, DC 20510

Dear Senator Danforth:

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Thank you for your interest in this matter.

Sincerely,

Alex D. Felker

alex D. Lechen

Chief, Mass Media Bureau

# FEDERAL COMMUNICATIONS COMMISSION WASHINGTON, D.C. 20554

October 26, 1989

IN REPLY REFER TO:

Mrs. H. Hilstrom 5500 West Ardmore Chicago, IL 60646

Dear Mrs. Hilstrom:

We have reviewed your complaint against station WLS-AM, Chicago, IL. You brought to our attention the station's broadcast of certain possibly indecent material the evening of September 27, 1987, at approximately 10:40 p.m.

We must inform you that the Commission currently lacks enforcement authority against indecent material broadcast at this time of day due to the federal court's decision in <u>Action for Children's Television v. FCC</u>, 852 F.2d 1332 (D.C. Cir. 1988). The court also has thus far precluded implementation of a congressional directive that would have banned indecent broadcasts 24 hours a day. For these reasons, the Commission recently concluded that it was forced to vacate a pending action against a station's broadcast of apparently indecent material at 8 p.m. <u>See Order Vacating Proceeding (KZKC(TV))</u>, FCC 89-261 (released September 6, 1989).

I emphasize, however, that the Commission takes seriously its obligation to enforce the statutory prohibition of broadcast indecency and continues to evaluate complaints regarding indecent broadcasts. For example, we recently initiated proceedings against several licensees for the broadcast of indecent material during daytime hours. In addition, the Commission recently sought and obtained the court's authority to collect data relevant to the congressionally mandated 24-hour ban on broadcast indecency and is undertaking a formal proceeding for this purpose.

We appreciate your concern regarding this matter.

Sincerely,

Edythe Wise, Chief

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Complaints and Investigations Branch

Enforcement Division Mass Media Bureau

## FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

APR 20 1988

IN REPLY REFER TO:

C10-96

WLS-AM

Mrs. H. Hillstrom 5500 West Ardmore Chicago, IL 60646

Dear Mrs. Hillstrom:

The Commission has received your complaint of broadcast indecency and has forwarded it to the staff for legal analysis and review. Because of the sensitive First Amendment issues involved, documented complaints of broadcast indecency must be carefully reviewed. This procedure usually takes several months. You will, of course, be notified when the Commission has reached a determination.

We appreciate your interest in this matter.

Sincerely,

Edythe Wise, Chief

Complaints and Investigations Branch

Edepthe Wiselina

Enforcement Division

Mass Media Bureau

Dear Mr. .Skeven Patrick:

G We have a radio program on WLS.A Dr. Phyllis Levy, a sex therapist, who 740 250 answers questions on the telephone. She is very crude, vulgar lascivious in her advice and strives for sensationalism! I do not listen to her program, but on Sunday nights I come upon her accidentally, while searching for a good talk show. On sunday Sept. 27 at about 10:40 she gave a young man advice about how to have oral sex with his wife. It was rotten Icould'nt believe that a radio station would allow such filth. Her last advice was "don; t keep your tongue in her a longtime and suck and suck until she gets sore"I am so shocked! When I spoke to her producer , Micky Schwartz -- she felt nothing was wrong with the show! I said "sexual problems belong in a Doctor's office not on radio in our homes."She replied Doctors don"t know any thing about sex. No Doctor would use the crude language that Levy use If a doctor said those kind of things to me ., I'd walk out and not pay the bill! I am also enclosing a tape of a program where she had Sako queen on.I would like to have Dr. Levy removed from the radio -and if WLS does not clean up it's programs , they should NOT be granted a license: We need a stronger FCC law regarding decency. WE are being bombardedand insulted moment by moment by sex-violence-vulgarity and ppfanity!Don't tell me to turn the fial-as we turn we insulted.  $\mathbb{L} \in \text{constitution}$  guarantees us the inalienable right to decency. ars a go we had acode NARTB it worked!What Las all liberal , suggestive talk and entertainment done for us?We hate taken many giant steps backwards.we have little girl mothers with babies and M fathers-we have drug infested society.Homo а activity is rampant (be cause kids can; t identify with masculine mothers and effamante fathers-you have to look twice to see is female)devorce and extra marital affairs Air thing-Child abuse is awful.

111 2 0

Chidrn run away from home-and AIDS can kill us all:You don"t think you FCC have a big part in what has happened to our lives? Indeed you have -you have molded plenty of young minds in all the wrong ways of life. We used to have nice shows that we could sit around in a cozy home with our children and laugh and have happiness. we used to have movies we could get dressed up for and go with our loved ones with no fear of rotten talk and sex. No, you are not responsible for movies, out side the home, but on boy are you ever responsible for the trash and filth on radio and tv. Have you ever watched Soul TRain on TV? it should be taken off TV.

your self. Have you allowed programs to be on that harm your childsmind/? Yes -you have and my child too! You can change all that and bring back decency to our lives. no one has to decide what is obscene. There is RIGHT and WRONG and one woulf have to be an idiot or completely devoid of coscience not to see right from wrong. WE own the air ways -we pay for it -it is up to you to clean it up.

P.S. I do not wish WLS to know my name or address- since I would fear repercussions. excuse my typing I am a writer not a typist.

Sincerely Most/ S. Helstrom

PLEASE MAKE COPY OF TAPE + REJURN MINE TO ME. Phylls LEVY
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WLS

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FOR MAIL SECTION

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FEB 23 3 42 PH '90

DISPATCHED BY

8310-TRV C12-494

Ms. Anne Nelson Stommel 40 Riverside Avenue 12P Red Bank, NJ 07701

Dear Ms. Stommel:

This is in reference to your complaint against station WCBS-TV, New York, NY. In that complaint you brought to our attention the station's broadcast of certain possibly indecent material on September 26, 1989, at approximately 4:00 p.m.

Under Section 503 of the Communications Act and Section 1464 of the U.S. Criminal Code, the Commission has authority to take action against the broadcast of indecent material. A number of recent cases reflect the Commission's ongoing commitment to enforcing the statutory indecency prohibition where actionable violations occur. In determining whether a particular complaint can be acted upon, however, we are obliged to comply with the legal standards set out in this area by the courts. See e.g., FCC v. Pacifica Foundation, 438 U.S. 726 (1978). Under these standards, indecent material has been defined as that which, in context, depicts or describes in terms patently offensive as measured by contemporary community standards for the broadcast medium, sexual, or excretory activities or organs. Subject matter alone does not render material indecent.

We have thoroughly reviewed your complaint and supporting material. On the basis of that review, we conclude that the broadcast material identified in your complaint is not actionably indecent. Accordingly, while we recognize that the material in your complaint may be offensive to many, we cannot find the necessary legal basis for further Commission action.

We appreciate your concern regarding this matter.

Sincerely,

Ret /

Edythe Wise, Chief Complaints and Investigations Branch Enforcement Division Mass Media Bureau



12/17/89

ar Mr. Siker,

Howard Stern with tradecating his Christman Shows live, on WXRK in New Jork ! WH SP in Philadelphia, and WJFK in Washington when I phoned your office on Friday morning, December 15. I hoped you or your office staff might be able to listen to the program; but

This year, I moved to The Navesink
House — a life-care residence on
the river. My street address is now

My biggest achievement was the enclosed ad on Washington's First Thanksgiving Proclamation, which I ran on four Wednesdays in the Asbury Park Press.

40 Riverside Avenue - 12P.

And, oh, how I hope the "material" used in the FCC action against Immorality in Media was my significant excerpts and cassette tape recording of Howard Stern's "Christmas Party" last year.

I had an unexpected business trip to California for 18 days helping to write a contract proposal for a transportable antenna mast needed to send computer data for the military (worldwide). I also had a 10-day trip to Portugal on a convention of the Navy League.

Henry was presented the National Science Award of 1989 by President Bush at the White House; and had a new baby grandson who was named Henry Stommel by his parents. Thank you for the FCC action announced on Oct. 26-according to Mov. 6 Monitor



This is the way I am sending Christman Arestings to friends and relations this year....

It was just one year ago (Dic 16, 1988) that I inadvertently heard a Howard Stern Christman Show. I have been toying ever since to find a voney to semove such pollution from our air waves and the minds of our youth. The enclosed photo shows a Howard Stern bumper sticker " fut on the lack of a road sign just a few hundred feet from where I live. It reads: "Howard Stern all morning - Classic Rock in Roll all Day The enclosed VCR is a copy of a Talk Show (Channel 2, New york, at 4 P.M.) of Heraldo Rivers on Faked Organ. Among other things, he tells how we all learn to lie when eve ere little. He recently bought a home across the river from where I live. It secured to me that you probably never saw the letters and studies that I wrote to Congression, to Mr. Felker of your Maro Media Bureau, and to Mr. Dennis Patrick your predecessor. I enclose copies of some of Please do what you can to penalize or discredit broadcasters who are ruining the morale and minds of our children and the future of our country. I will testify anywhere at any time if I can help. Again, thank you for the FCC action ownered Oct. 26. (I wish I could know the full story.) Merry Christmas and God bless you, anne M. Stommel

8310-TEY C7-624 C2-525

Mrs. Lynda Beams 5771 Blueridge Drive Fr. Worth, TX 76112

Dear Mrs. Bears:

This is in reference to your complaints against KDFW-TV, Dallas, TX. In three complaints -- dated Nevember 27, 1989, February 6 and July 23, 1990, -- you brought to our attention the station's broadcast of certain possibly indecent material. The programs included:

"Geraldo - Prostitutes Anonymous: Leaving the Life" on February 13, 1989.

"Geraldo - Sexually Active or Sexually Addicted" on February 24, 1989.

"Geraldo - Transsexuals" on April 10, 1989.

"Geraldo - Hernaphrodites - The Semuelly Unfinished" on July 27, 1989.
"Geraldo - Lies Lovers Tell in Bed" on September 28, 1989.

"Geraldo - When Men Want to Become Women" on November 28, 1989.

All of the above programs were aired at 4:00 p.m.

Under Section 503 of the Communications Act and Section 1464 of the U.S. Criminal Code, the Commission has authority to take action against the broadcast of indecent material. A number of recent cases reflect the Commission's ongoing commitment to enforcing the statutory indecency prohibition where actionable violations occur. In determining whether a particular complaint can be acted upon, however, we are obliged to comply with the legal standards set out in this area by the courts. See e.g., FCC v. Pacifica Foundation, 438 U.S. 726 (1978). Under these standards, indecent material has been defined as that which, in context, depicts or describes in terms patently offensive as measured by contemporary community standards for the broadcast medium, sexual, or excretory activities or organs. Subject matter alone does not render material indecent.

We have thoroughly reviewed your complaints and supporting materials. On the basis of that review, we conclude that the broadcast material identified in your complaints above is not actionably indecent. Accordingly, while we recognize that the material in your complaints may be offensive to many, we cannot find the necessary legal basis for further Commission action.

I emphasize that the Commission takes seriously its obligation to enforce the statutory prohibition of broadcast indecency and continues to evaluate complaints regarding indecent broadcasts. For example, we recently initiated proceedings against several licensees for the broadcast of indecent material

Hro. Beams Page Two

during daytime hours. In addition, the Commission has solicited and received public comment and evidence regarding the validity of a 24-hour ban on indecent broadcasts. On July 12, 1990, the Commission adopted a report concluding that the statutory prohibition of broadcast indecency on a 24-hour-a-day basis is constitutional as it would be enforced by the Commission. The report was conveyed to the U.S. Court of Appeals for the D.C. Circuit, which is expected to schedule further proceedings in the case, Action for Children's Television v. FCC, D.C. Cir. 50.28-1916, in which the validity of the Commission's rule banning indecent broadcasts 24 hours per day is at issue.

We appreciate your concern regarding this matter.

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Sincerely,

Edythe Wise, Chief Complaints and Investigations Branch Enforcement Division Mass Media Bureau

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Ms. Lynda Beams 5771 Blueridge Drive Ft. Worth, TX 76112

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Dear Ms. Beams:

This is in reference to your complaint against station KDFW-TV, Dallas, TX. In that complaint you provided a 19 minute tape consisting of brief excerpts taken from six Geraldo Rivera show broadcasts, which you believe include possibly indecent material. The subject broadcasts took place in April and May, 1989.

We appreciate the fact that many people are offended by material such as that contained in your complaint. However, in order to assess whether complained of material is actionably indecent, we require that complaints include: 1) a tape, transcript or significant excerpt of the programming; 2) the date and time of the broadcast; and 3) the call sign of the station involved. We have thoroughly reviewed your complaint and supporting material and find that the brief excerpts you provided do not provide sufficient context to enable us to determine whether the material meets the Commission's definition of indecency.

your complaint presented a case of actionable indecency and must dismise it.

If you have information or documentation that will remedy this deficiency, you may resubmit your complaint and we will promptly re-evaluate it.

We appreciate your concern regarding this matter.

Sincerely,

OUT

Edythe Wise, Chief Complaints and Investigations Branch Enforcement Division Mass Media Bureau